

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

Douglas Coleman,

Civil No. 09-1103 (DWF/RLE)

Petitioner,

v.

ORDER

Joan Fabian and Robert Feneis,

Respondents.

Douglas Coleman, *Pro Se*, Petitioner.

Matthew Frank, Assistant Attorney General, Minnesota Attorney General's Office,
counsel for Respondents.

Based upon the Report and Recommendation of Chief United States Magistrate Judge Raymond L. Erickson, and after an independent review of the files, records and proceedings in the above-entitled matter,

IT IS HEREBY ORDERED that:

1. The Petitioner's Application for a Writ of Habeas Corpus (Doc. No. 1) is
DENIED.

2. The Petitioner's Application to proceed *in forma pauperis* (Doc. No. 2) is
DENIED.

3. That the Petitioner's Motion for Appointment of Counsel (Doc. No. 3) is
DENIED.

4. That this action is summarily **DISMISSED**, but **WITHOUT
PREJUDICE**.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: June 18, 2009

s/Donovan W. Frank
DONOVAN W. FRANK
Judge of United States District Court